

11

IN THE UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF MICHIGAN

DAVID GEORGE SWEIGERT

Plaintiff,

vs.

MULTIMEDIA SYSTEM DESIGN, INC.  
D/B/A

CROWDSOURCE THE TRUTH

ODYSEE HOLDINGS, INC.

LBRY, INC.

Defendants

Case 2:22-cv-10642-GAD-EAS

**MOTION TO SUBSTITUTE REAL  
PARTY AT INTEREST AND STAY  
PROCEEDINGS PENDING AN  
INVESTIGATION OF MALPRACTICE IN  
THE CLERK'S OFFICE**

Jason Goodman by and for himself pro se ("Goodman") comes now to move this honorable court to substitute Goodman in place of Multimedia System Design, Inc. D.B.A. Crowdsourc the Truth as the real party at interest and to stay all proceedings in this matter pending a full investigation into evidence of malpractice by the clerks of the Court for reasons further stated below.

**PRELIMINARY STATEMENT**

This Court is familiar with Plaintiff David George Sweigert ("Sweigert"). Goodman presented evidence in a procedurally defective Amicus Curiae brief which alleged Sweigert and others participated in an effort to cause forged documents to be filed with this Court. *See Sweigert v Cable News Network Case 2:20-cv-12933-GAD-KGA Dkt No. 55.*

Plaintiff had previously initiated litigation against Goodman in the Southern

**MOTION TO SUBSTITUTE REAL PARTY AT INTEREST AND STAY PROCEEDINGS  
PENDING AN INVESTIGATION OF MALPRACTICE IN THE CLERK'S OFFICE - 1**

1 District of New York on June 14, 2018. After nearly four years of vexatious litigation and  
2 380 filings, Sweigert voluntarily withdrew his claims against Goodman. Immediately after  
3 the Court granted the withdrawal and dismissed all claims with prejudice, Sweigert filed a  
4 motion for reconsideration and an appeal of his own voluntary withdrawal. On March 23,  
5 2022, U.S. District Court Judge Valerie Caproni admonished Sweigert, informing him that  
6 “judicial gamesmanship” would not be tolerated. *See Sweigert v Goodman* SDNY 1:18-cv-  
7 08653-VEC-SDA Dkt. No. 383. Despite this admonishment, Sweigert’s judicial  
8 gamesmanship continues with this vexatious action.

11               Sweigert has vowed to sue Goodman for the rest of his life and has spent the  
12 past five years demonstrating his commitment to that promise. Sweigert has made public  
13 statements against his own interest about his family history of medically diagnosed and  
14 pharmaceutically treated schizophrenia. These statements, coupled with his obsessive  
15 harassment of Goodman, cause Goodman to believe he is mentally ill. Goodman has  
16 attempted to present evidence of the statements in court and Sweigert has gone to  
17 extraordinary lengths to spoliage evidence. Evidentiary videos are posted for legitimate court  
18 purposes and considered fair use under the Digital Millennium Copyright Act. Sweigert’s  
19 effort to suppress evidence should be regarded as spoliation and should be accompanied by a  
20 presumption of guilt. Sweigert’s legal threats to Odysee and other platforms have succeeded  
21 in removing evidence, forcing Goodman to repeatedly find new ways to preserve it.

25 ([https://vk.com/video/@id731682021?z=video731682021\\_456239020%2Fpl\\_731682021\\_-](https://vk.com/video/@id731682021?z=video731682021_456239020%2Fpl_731682021_-)

26 2). This instant action is merely the latest attempt to obfuscate evidence that supports

28 MOTION TO SUBSTITUTE REAL PARTY AT INTEREST AND STAY PROCEEDINGS  
PENDING AN INVESTIGATION OF MALPRACTICE IN THE CLERK’S OFFICE - 2

1 allegations of criminal activity including forgery and fraud on this very court. Goodman  
2 should be substituted for Defendant Multimedia as he is the real party at interest in this case.

### 3 4 **IMPROPER DEFENDANT NAMED**

5 The named defendant "Multimedia System Design, Inc. D.B.A.  
6 Crowdsourcing the Truth" is a non-existent, fabricated entity imagined by the Plaintiff.  
7 Goodman is the owner of a corporation of a different name, but the corporation has no  
8 ownership of Goodman's intellectual property and no ownership of or claim to anything in  
9 controversy in this action. To the extent that any cognizable claim exists, Goodman is the  
10 proper defendant and should be substituted as the real party at interest.

12 Even if the Court finds a non-existent corporate entity to be a viable  
13 defendant, there is no corporation owned by Goodman or any other party that has any control  
14 over content posted on the internet by Goodman. 47 U.S.C § 230 expressly indemnifies any  
15 provider or user of an interactive computer service, such as Multimedia, from being treated as  
16 the publisher or speaker of any information provided by another information content  
17 provider, in this case Goodman. No corporation could be sued for material allegedly  
18 published by Goodman, even if Goodman were an employee of any such corporation.

### 21 **MALPRACTICE IN THE CLERKS OFFICE**

22 Goodman initially identified evidence in preceding litigation via a  
23 procedurally defective Amicus Curiae brief that is likely to prove that Richard Loury  
24 ("Loury") entered into a scheme with Plaintiff and his brother George Webb Sweigert  
25 ("Webb") which was intended to cause a fraudulent document to be filed in Sweigert v Cable  
26

27  
28 **MOTION TO SUBSTITUTE REAL PARTY AT INTEREST AND STAY PROCEEDINGS  
PENDING AN INVESTIGATION OF MALPRACTICE IN THE CLERK'S OFFICE - 3**

1 News Network Case 2:20-cv-12933-GAD-KGA ECF No. 12 ("Webb v CNN"). Goodman  
2 alleges and demonstrates with irrefutable evidence that the document properties Loury  
3 created the document. Additional document properties indicate it was created at 9:05 am on  
4 June 21, 2021, but filed three days prior to this on June 18, 2021. This is an impossibility,  
5 therefore, something else must explain the irreconcilable discrepancy. **(EXHIBIT A)**

6  
7 In the same case, ECF No. 11 is a summons issued by the Court, responsive  
8 to the answer to show cause in ECF No. 12. Document properties for ECF No. 11 reveal  
9 another irreconcilable impossibility. ECF No. 11 was created at 8 am on June 21, 2021 one  
10 hour and five minutes prior to the existence of a request for it. **(EXHIBIT B)**

11  
12 It is impossible for the Court to anticipate a Plaintiff would request a  
13 summons one hour and five minutes prior to the creation of the request. Despite vociferous  
14 denials from Webb and Sweigert, no proof of filing or receipt from the Court's pro se portal  
15 has been presented. Evidence on the Court's own docket is likely to prove Sweigert, Webb  
16 and Loury caused a fraudulent filing to be made. This evidence must be investigated by the  
17 Court before Sweigert is allowed to proceed with this new vexatious, sham litigation.  
18  
19

20 ECF No. 12 is an electronic filing. No mailing envelope is included with the  
21 filing as would be standard practice with pro se filings mailed to the court. The document is  
22 not a scan, and it is not disputed that it was electronically filed. Although the document  
23 purports to have been authored and filed by Webb, document properties indicate it was not  
24 and no pro se electronic filing receipt has been provided to refute Goodman's well-founded,  
25 evidence backed claims of fraud. The Court's ongoing refusal to investigate these claims are  
26  
27

28 **MOTION TO SUBSTITUTE REAL PARTY AT INTEREST AND STAY PROCEEDINGS  
PENDING AN INVESTIGATION OF MALPRACTICE IN THE CLERK'S OFFICE - 4**

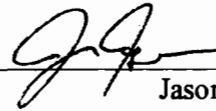
1 a further demonstration of bias against Goodman and undue deference to the clerks of the  
2 Court who are themselves subject to the law just as every other U.S. citizen would be. The  
3 Court must investigate this evidence and compel production of the pro se filing receipt if  
4 justice is to be served in this matter.  
5

6 **CONCLUSION**

7 For the reasons stated herein, Goodman should be substituted as the real party  
8 at interest or alternately this matter should be dismissed pursuant to 47 U.S.C § 230. The  
9 Court should stay these proceedings pending an investigation into well-founded claims and  
10 observable evidence of malpractice in the clerk's office.  
11

12  
13  
14 Signed this 23<sup>th</sup> day of July 2022

15 Respectfully submitted,

16 

17 Jason Goodman, Pro Se  
18 252 7<sup>th</sup> Avenue Apt 6s  
19 New York, NY 10001  
20 (323) 744-7594

21 [truth@crowdsourcethetruth.org](mailto:truth@crowdsourcethetruth.org)

22  
23  
24  
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28 MOTION TO SUBSTITUTE REAL PARTY AT INTEREST AND STAY PROCEEDINGS  
PENDING AN INVESTIGATION OF MALPRACTICE IN THE CLERK'S OFFICE - 5

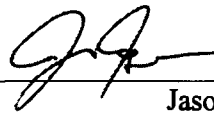
**CERTIFICATE OF SERVICE**

I, hereby certify, under penalties of perjury, that a true copy of the accompanying document has been filed via FedEx and served upon the parties below via USPS and email on July 23, 2022.

David George Sweigert  
AMERICA'S RV MAILBOX, PMB 13339  
514 Americas Way  
Box Elder SD 57719

ODYSEE HOLDINGS, INC. [julian@odysee.com](mailto:julian@odysee.com)

LBRY, INC. [josh@lbry.io](mailto:josh@lbry.io)



Jason Goodman, Pro Se  
252 7<sup>th</sup> Avenue Apt 6s  
New York, NY 10001  
(323) 744-7594

[truth@crowdsourcethetruth.org](mailto:truth@crowdsourcethetruth.org)

MOTION TO SUBSTITUTE REAL PARTY AT INTEREST AND STAY PROCEEDINGS  
PENDING AN INVESTIGATION OF MALPRACTICE IN THE CLERK'S OFFICE - 6

**(EXHIBIT A)**

Case 2:20-cv-12933-GAD-KGA| ECF No. 12, PageID.62 Filed 06/18/21 Page 1 of 2

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION  
AT DETROIT**

**George Webb Sweigert,**

**Plaintiff,**

**V.**

**CABLE NEWS NETWORK, INC**

**: CASE  
:  
: NO - 2:20-cv-12933-GAD-KGA  
:  
: US DISTRICT COURT JUDGE  
:  
: Judge Gershwin A. Drain  
:  
: RESPONSE TO ORDER  
:  
: TO SHOW CAUSE**

**PLAINTIFF'S RES**

Plaintiff hereby files this R  
and, for the reasons state

The Plaintiff, George Webb  
lawsuit in District of Colum  
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The Defendant, Cable Net  
than the CNN Headquarte  
confused in person efforts

The Plaintiff requests for tl  
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Service.

**Document Properties**

**Description** Security Fonts Initial View Custom Advanced

**Description**

File: 12.pdf

Title: Response To Order To Show Cause - Sweigert V CNN UNITED STATES DISTRICT CO

Author: RichardLoury

Subject:

Keywords:

Created: 6/21/21, 9:05:47 AM

Additional Metadata...

Modified: 7/9/22, 6:30:48 PM

Application: PScript5.dll Version 5.2.2

**Advanced**

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PDF Version: 1.6 (Acrobat 7.x)

Location: /Users/jasongoodman/Documents/Webb v CNN/2-20-cv-12933-GAD-KGA/

File Size: 89.27 KB (91,408 Bytes)

Page Size: 8.50 x 11.00 in

Number of Pages: 2

Tagged PDF: No

Fast Web View: No

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**(EXHIBIT B)**

AO 440 (Rev. 06/12) Summons in a Civil Action

## UNITED STATES DISTRICT COURT

2

for the

Eastern District of Michigan

## Document Properties

George Webb Sw

Description

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## Description

File: 011.pdf

Title:

Author:

Subject:

Keywords:

Created: 6/21/21, 8:00:58 AM

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File Size: 78.23 KB (80,110 Bytes)

Page Size: 8.50 x 11.17 in

Number of Pages: 2

Tagged PDF: No

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To: Cable News Network  
Register Agent CT O  
289 S Culver Street,

A lawsuit has been fil

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(a)(2) or (3) — you must serve  
Rules of Civil Procedure. Th  
address are:

If you fail to respond, judgment by default may be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

KINIKIA D. ESSIX, CLERK OF COURT

By: 

Signature of Clerk or Deputy Clerk

Date of Issuance: 6/24/21



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NEW YORK, NY 10001  
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ACTWGT: 1.00 LB  
CAD: 3250694/NET4480

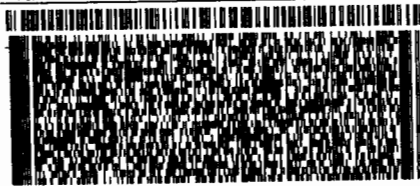
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231 W. LAFAYETTE, 5TH FL  
CLERK'S OFFICE  
DETROIT MI 48226

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(313) 234-5041  
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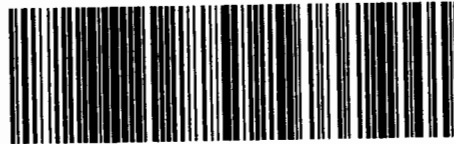
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